

OFFICE OF THE CHIEF OF POLICE

SPECIAL ORDER NO. 26

December 28, 2011

SUBJECT: CALIFORNIA SENATE BILL 1080, DEADLY WEAPONS;
MISCELLANEOUS DEPARTMENT MANUAL SECTIONS AND
DEPARTMENT FORMS - REVISED; AND DEADLY WEAPON
BOOKING CHARGES LINK - ESTABLISHED

EFFECTIVE January 1, 2012

PURPOSE: On September 30, 2010, the California State Governor signed the California Senate Bill 1080, Deadly Weapons, into law, effective January 1, 2012. This Bill reorganizes the California Penal Code sections pertaining to deadly weapon statutes to simplify the understanding and enforcement of existing laws governing deadly weapons for law enforcement, prosecutors, defense counsels, courts, gun owners, gun control advocates and the public. This Order revises miscellaneous Department Manual sections and Department forms involving deadly weapons to conform with the California Senate Bill 1080, and establishes the *Deadly Weapon Booking Charges* link on the Department's Local Area Network (LAN), including sublinks for Decentralized Automated Booking Information System (DABIS) use.

PROCEDURE:

I. DEADLY WEAPON BOOKING CHARGES LINK - ESTABLISHED.

The *Deadly Weapons Booking Charges* link, accessible within the Applications section, on the Department's LAN has been established. This main link includes sublinks to the *SB 1080 Weapon Charge Code Cross Reference* (a searchable link) and the *Firearms and Deadly Weapons Reference Table for DABIS Use* (a printable document). The Reference Table document, *AJIS Master List of SB 1080 Weapons Charges*, is attached for reference.

Effective January 1, 2012, Department employees shall use the new Penal Code sections via the above listed sublinks/Reference Table when booking suspects.

Exception: The old Penal Code sections shall be used for arrests made prior to January 1, 2012, 0001 hours, regardless if the suspect was booked after January 1, 2012, 0001 hours. Additionally, when booking a suspect arrested for an outstanding warrant, employees shall use the Penal Code section(s) indicated on the warrant as the booking charge.

The *Deadly Weapons Penal Code Conversion Chart* is an additional sublink containing all penal code conversion information but is not for DABIS use.

II. **MISCELLANEOUS DEPARTMENT MANUAL SECTIONS INVOLVING DEADLY WEAPONS - REVISED.** Attached are the revised Department Manual sections with revisions indicated in italics. All California Penal Codes commencing with Section 12000, within the Department Manual, Organization Function link and the Form Use link have been revised to conform with the California Senate Bill 1080. Additionally, the attached Department Manual sections have been revised to conform with the current Department procedures.

III. **MISCELLANEOUS DEPARTMENT FORMS - REVISED.** The following Department forms have been revised to conform with the California Senate Bill 1080 and the current Department procedures:

- * Receipt for Property Taken into Custody, Form 10.10.00;
- * Receipt and Notice of Rights for Confiscated Firearms/Other Deadly Weapons, Form 10.10.05; and,
- * Firearm Identification, Form 12.07.00.

The completion and distribution of these forms remain unchanged.

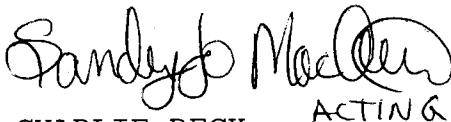
Additionally, the Mental Health Incidents - Notice of Rights section of the Form 10.10.05 has been revised to add the following:

"Pursuant to California Penal Code (PC) Section 33850(7)(b), you are entitled to transfer title of the confiscated firearm to a licensed gun dealer. A written notification specifying your actions to transfer ownership must be made to the Los Angeles Police Department within 180 days from the date of the notice of confiscation. Failure to do so will result in the disposal of the firearm."

FORMS AVAILABILITY: Copies of the revised forms are attached to this Order for immediate use and are accessible in LAPD E-Forms, on the Department's LAN. All other copies and versions of the forms shall be marked obsolete and placed in the Area/division recycling bins.

AMENDMENTS: This Order amends Sections 3/733.20, 4/216.07, 4/260.25, 4/540.40, 4/552.10, 4/560.35, 4/560.40, 4/561, 4/585.10, 4/681.15, and 4/851 of the Department Manual. The Organization Information applicable to the *Abused Child Unit - Functions* is accessible in the Organization link, on the Department's LAN. The Form Use link applicable to the Firearm Registration Report, Form 12.49.00, is accessible in LAPD E-Forms, on the Department's LAN.

AUDIT RESPONSIBILITY: The Commanding Officer, Internal Audits and Inspections Division, shall review this directive and determine whether an audit or inspection shall be conducted in accordance with Department Manual Section 0/080.30.

A handwritten signature in black ink, appearing to read "Charlie Beck".

CHARLIE BECK
Chief of Police

ACTING

Attachments

DISTRIBUTION "D"

**AJIS MASTER LIST OF SB 1080 WEAPON CHARGES
EFFECTIVE JANUARY 1, 2012**

December 22, 2011

OLD PC	AJIS (DABIS)	LEVEL	DESCRIPTION
653K, repealed	21510(A)PC	M	POSSESS SWITCHBLADE KNIFE VEH/PUB PLACE
653K, repealed	21510(B)PC	M	CARRY SWITCHBLADE KNIFE UPON PERSON
653K, repealed	21510(C)PC	M	SELL/LOAN/TRANS SWITCHBLADE KNIFE ANOTHER
12001.1(a)	20810(A)PC	M	MFG/DISTRIBUTE/SELL/UNDETECTABLE KNIFE
12001.5	33210PC	F	MFG/POSSESS ETC RIFLE/SHORT-BARREL SHOTGUN
12001.5	33210PC	M	MFG/POSSESS ETC RIFLE/SHORT-BARREL SHOTGUN
12020(a)(1)	20310PC	F	MFG/SELL/GIVE/LEND POSSESS AIR GAUGE KNIFE
12020(a)(1)	20310PC	M	MFG/SELL/GIVE/LEND POSSESS AIR GAUGE KNIFE
12020(a)(1)	21110PC	F	MFG/SELL/GIVE/LEND POSSESS BALLISTIC KNIFE
12020(a)(1)	21110PC	M	MFG/SELL/GIVE/LEND POSSESS BALLISTIC KNIFE
12020(a)(1)	20410PC	F	MFG/SELL/GIVE/LEND POSSESS BELT BUCKLE KNIFE
12020(a)(1)	20410PC	M	MFG/SELL/GIVE/LEND POSSESS BELT BUCKLE KNIFE
12020(a)(1)	22210PC	F	MFG/SELL/GIVE/LEND POSSESS LEADED CANE/ETC
12020(a)(1)	22210PC	M	MFG/SELL/GIVE/LEND POSSESS LEADED CANE/ETC
12020(a)(1)	30210(A)PC	F	MFG/SELL/GIVE/LEND POSSESS AMMO/FLECHETTE DART
12020(a)(1)	30210(A)PC	M	MFG/SELL/GIVE/LEND POSSESS AMMO/FLECHETTE DART
12020(a)(1)	30210(B)PC	F	MFG/SELL/GIVE/LEND POSSESS BULLET/EXPLOSIVE
12020(a)(1)	30210(B)PC	M	MFG/SELL/GIVE/LEND POSSESS BULLET/EXPLOSIVE
12020(a)(1)	24310PC	F	MFG/SELL/POSSESS ETC CAMOUFLAGE FIREARM CONT
12020(a)(1)	24310PC	M	MFG/SELL/POSSESS ETC CAMOUFLAGE FIREARM CONT
12020(a)(1)	24410PC	F	MFG/SELL/GIVE/LEND POSSESS CANE GUN
12020(a)(1)	24410PC	M	MFG/SELL/GIVE/LEND POSSESS CANE GUN
12020(a)(1)	20510PC	F	MFG/SELL/GIVE/LEND POSSESS CANE SWORD
12020(a)(1)	20510PC	M	MFG/SELL/GIVE/LEND POSSESS CANE SWORD
12020(a)(1)	24510PC	F	MFG/SELL/GIVE/POSS ETC UNRECOGNIZE FIREARM
12020(a)(1)	24510PC	M	MFG/SELL/GIVE/POSS ETC UNRECOGNIZE FIREARM
12020(a)(1)	20610PC	F	MFG/SELL/GIVE/POSS ETC LIPSTICK CASE KNIFE
12020(a)(1)	20610PC	M	MFG/SELL/GIVE/POSS ETC LIPSTICK CASE KNIFE
12020(a)(1)	21810PC	F	MFG/SELL/GIVE/LEND POSSESS METAL KNUCKLES
12020(a)(1)	21810PC	M	MFG/SELL/GIVE/LEND POSSESS METAL KNUCKLES
12020(a)(1)	19200(A)PC	F	MFG/POSS ETC HAND GRENADE/METAL REPLICA
12020(a)(1)	19200(A)PC	M	MFG/POSS ETC HAND GRENADE/METAL REPLICA
12020(a)(1)	32900PC	F	MFG/POSS ETC MULTIBURST TRIGGER ACTIVATOR
12020(a)(1)	32900PC	M	MFG/POSS ETC MULTIBURST TRIGGER ACTIVATOR
12020(a)(1)	22010PC	F	MFG/SELL/GIVE/LEND POSSESS ANY NUNCHAKU
12020(a)(1)	22010PC	M	MFG/SELL/GIVE/LEND POSSESS ANY NUNCHAKU
12020(a)(1)	20710PC	F	MFG/SELL/GIVE/LEND POSSESS ANY SHOBI-ZUE
12020(a)(1)	20710PC	M	MFG/SELL/GIVE/LEND POSSESS ANY SHOBI-ZUE
12020(a)(1)	33215PC	F	MFG/POSSES ETC RIFLE/SHORT-BARREL SHOTGUN
12020(a)(1)	33215PC	M	MFG/POSSES ETC RIFLE/SHORT-BARREL SHOTGUN
12020(a)(1)	22410PC	F	MFG/SELL/GIVE/LEND POSSESS ANY SHURIKEN
12020(a)(1)	22410PC	M	MFG/SELL/GIVE/LEND POSSESS ANY SHURIKEN
12020(a)(1)	31500PC	F	MFG/SELL/POSSESS ETC UNCONVENTIONAL PISTOL
12020(a)(1)	31500PC	M	MFG/SELL/POSSESS ETC UNCONVENTIONAL PISTOL
12020(a)(1)	24610PC	F	MFG/SELL/POSSESS ETC UNDETECTABLE FIREARM

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OLD PC	AJIS (DABIS)	LEVEL	DESCRIPTION
12020(a)(1)	24610PC	M	MFG/SELL/POSSESS ETC UNDETECTABLE FIREARM
12020(a)(1)	24710PC	F	MFG/SELL/GIVE/LEND POSSESS ANY WALLET GUN
12020(a)(1)	24710PC	M	MFG/SELL/GIVE/LEND POSSESS ANY WALLET GUN
12020(a)(1)	20910PC	F	MFG/SELL/POSSESS ETC ANY WRITTING PEN KNIFE
12020(a)(1)	20910PC	M	MFG/SELL/POSSESS ETC ANY WRITTING PEN KNIFE
12020(a)(1)	33600PC	F	MFG/SELL/GIVE/LEND POSSESS ANY ZIP GUN
12020(a)(1)	33600PC	M	MFG/SELL/GIVE/LEND POSSESS ANY ZIP GUN
12020(a)(2)	32310PC	F	MFG/SELL/POSSESS ETC LARGE-CAPACITY MAGAZINE
12020(a)(2)	32310PC	M	MFG/SELL/POSSESS ETC LARGE-CAPACITY MAGAZINE
12020(a)(3)	19100PC	F	CARRY CONCEALED ON PERSON EXPLOSIVE/AMMO
12020(a)(3)	19100PC	M	CARRY CONCEALED ON PERSON EXPLOSIVE/AMMO
12020(a)(4)	21310PC	F	CARRY CONCEALED ON PERSON DIRK OR DAGGER
12020(a)(4)	21310PC	M	CARRY CONCEALED ON PERSON DIRK OR DAGGER
12020(a)(4)	19200(B)PC	I	FIRST OFFENSE INVOLVING HAND GRENADE/REPLICA
12020.1	21710PC	M	MFG/IMPORT/SELL COMPOSITE/WOODEN KNUCKLES
12020.5	17505PC	M	UNLAWFUL ADVERTISEMT FOR SALE OF A FIREARM
12021(a)	29800(A)1PC	F	POSSESS FIREARM BY CONVICTED FELON/ADDICT/ETC
12021(b)	29800(B)PC	F	POSSESS FIREARM BY JUV FELON PROSECUTE AS ADULT
12021(d)(1)	29815(A)PC	F	POSSESS/OWN FIREARM IN VIOLATION OF PROB CONDITION
12021(d)(1)	29815(A)PC	M	POSSESS/OWN FIREARM IN VIOLATION OF PROB CONDITION
12021(g)(1)	29825(A)PC	F	PURCHASE FIREARM WHILE SUBJECT TO RESTRAINING ORDER
12021(g)(1)	29825(A)PC	M	PURCHASE FIREARM WHILE SUBJECT TO RESTRAINING ORDER
12021(g)(2)	29825(B)PC	M	OWN/POSSESS FIREARM WHILE SUBJECT RESTRAINING ORDR
12021.1(a)	29900(A)1PC	F	ILLEGAL POSSESS CONCEAL FIREARM PRIOR CONVICTION
12021.1(c)	29900(B)1PC	F	JUVENILE FELON POSSESS FIREARM PRIOR CONVICTION
12024	17500PC	M	POSSESS DEADY WEAPON W/ INTENT TO ASSAULT ANOTHER
12025(a)	25400(A)1PC	F	CARRYING CONCEALED WEAPON IN VEHICLE
12025(a)	25400(A)1PC	M	CARRYING CONCEALED WEAPON IN VEHICLE
12025(a)	25400(A)2PC	F	CARRYING CONCEALED WEAPON UPON PERSON
12025(a)	25400(A)2PC	M	CARRYING CONCEALED WEAPON UPON PERSON
12025(a)	25400(A)3PC	F	OCCUPANT W/CONCEALED FIREARM IN VEHICLE
12025(a)	25400(A)3PC	M	OCCUPANT W/CONCEALED FIREARM IN VEHICLE
12031(a)(1)	25850(A)PC	F	CARRYING LOADED FIREARM PERSON/VEH PUBLIC PLACE
12031(a)(1)	25850(A)PC	M	CARRYING LOADED FIREARM PERSON/VEH PUBLIC PLACE
12034(a)	26100(A)PC	M	PERMIT ANOTHER BRING LOADED FIREARM IN VEHICLE
12034(b)	26100(B)PC	F	PERMIT ANOTHER DISCHARGE F/ARM FROM A VEHICLE
12034(b)	26100(B)PC	M	PERMIT ANOTHER DISCHARGE F/ARM FROM A VEHICLE
12034(c)	26100(C)PC	F	PERSONALY DISCHRG FIREARM AT OTHR FROM VEHICLE
12035(b)(1)	25100(A)PC	F	CRIMINAL STORAGE FIREARM ACCESS CHILD 1ST DEGREE
12035(b)(1)	25100(A)PC	M	CRIMINAL STORAGE FIREARM ACCESS CHILD 1ST DEGREE
12035(b)(2)	25100(B)PC	M	CRIMINAL STORAGE FIREARM ACCESS CHILD 2ND DEGREE
12040(a)	25300(A)PC	M	CRIMINAL POSSESSION OF FIREARM WHILE MASKED
12051(b)	26180(A)PC	F	FALSE STATEMENT IN FILED APPLICATION
12072(a)(1)	27500(A)PC	F	SELL/SUPPLY FIREARMS TO CONVICTED FELON
12072(a)(2)	27500(B)PC	F	UNLAWFUL TRANSFER/SELL/ETC OF FIREARMS

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12072(a)(2)	27500(B)PC	M	UNLAWFUL TRANSFER/SELL/ETC OF FIREARMS
12072(a)(3)(A)	27505(A)PC	F	UNLAWFUL SALE/ETC OF FIREARM TO MINOR
12072(a)(3)(A)	27505(A)PC	M	UNLAWFUL SALE/ETC OF FIREARM TO MINOR
12036(b)	25200(A)PC	M	FAIL TO KEEP FIREARM INACCESSIBLE TO CHILD
12036(c)	25200(B)PC	M	FAIL TO KEEP FIREARM INACCESSIBLE TO CHILD
12072(b)	27510PC	F	DELIVER CONCEALABLE FIREARM TO PERSON UNDER 21
12072(b)	27510PC	M	DELIVER CONCEALABLE FIREARM TO PERSON UNDER 21
12076(b)(1)	28210(B)PC	F	FAILURE TO NOTIFY DOJ OF FIREARM SALE
12076(b)(1)	28210(B)PC	M	FAILURE TO NOTIFY DOJ OF FIREARM SALE
12076(c)(1)	28215(B)PC	F	PROVIDE FALSE INFO TO PURCHASE FIREARM
12076(c)(1)	28215(B)PC	M	PROVIDE FALSE INFO TO PURCHASE FIREARM
12081(b)(6)	29525PC	M	KNOWINGLY FURNISH FALSE/OMIT INFO ON APPLICATION
12085(a)	29010(A)PC	M	MANUFACTURE FIREARMS W/O A LICENSE
12085(c)	29010(C)PC	M	FAIL TO FORWARD MFG'S RECORDS W/IN 3 DAYS
12090	23900PC	F	CHANGE/ALTER/REMOVE/OBLITERATE ID MARKS FIREARM
12094(a)	23920PC	M	POSSESS/SELL/ETC UNMARKED FIREARM
12101(a)(1)	29610PC	F	MINOR IN POSSESSION OF CONCEALABLE FIREARM/ETC
12101(a)(1)	29610PC	M	MINOR IN POSSESSION OF CONCEALABLE FIREARM/ETC
12101(b)(1)	29650PC	F	MINOR IN POSSESSION OF LIVE AMMUNITION
12101(b)(1)	29650PC	M	MINOR IN POSSESSION OF LIVE AMMUNITION
12125	32000(A)PC	M	MFG/IMPORT/SALE/GIVE/LEND UNSAFE HANDGUN
12220(a)	32625(A)PC	F	POSSESS/TRANSPORT MACHINEGUN
12220(a)	32625(A)PC	M	POSSESS/TRANSPORT MACHINEGUN
12220(b)	32625(B)PC	F	SELL/OFFER FOR SALE/MFG MACHINEGUN
12280(a)(1)	30600(A)PC	F	MFG/DISTRIBUTE/TRANSFER/ETC ASSAULT WEAPON
12280(b)	30605(A)PC	F	POSSESSION OF ASSAULT WEAPON
12280(b)	30605(A)PC	M	POSSESSION OF ASSAULT WEAPON
12280(c)	30610(A)PC	M	POSSESSION OF .50 BMG RIFLE
12303	18710(A)PC	F	POSSESSION DESTRUCTIVE DEVICE
12303	18710(A)PC	M	POSSESSION DESTRUCTIVE DEVICE
12303.1(a)	18725(A)PC	F	CARRY EXPLOSIVE/DESTRUCT DEVICE/HIRED TRANSPORT
12303.1(b)	18725(B)PC	F	CARRY/PLACE EXPLOSIVE BAGGAGE/HIRED TRANSPORT
12303.1(c)	18725(C)PC	F	PLACE EXPLOSIVE/DESTRUCT DEVICE IN BAGGAGE
12303.2	18715(A)1PC	F	POSSESS DESTRUCT DEVICE NEAR CERTAIN PLACES
12303.3	18740PC	F	USE/POSSESS EXPLOSIVE/DESTRUCTIVE DEVICE
12303.6	18730PC	F	SALE/ETC/TRANSPORT EXPLOSIVE/ETC DEVICE
12304	18735(A)PC	F	POSSESS/SELL/ETC AMMO > .60 CALIBER W/PR
12304	18735(A)PC	M	POSSESS/SELL/ETC AMMO OVER .60 CALIBER
12308	18745PC	F	USE DESTRUCTIVE DEVICE W/INTENT TO MURDER
12309	18750PC	F	USE DESTRUCTIVE DEVICE CAUSING GBI
12310	18755(A)PC	F	USE DESTRUCTIVE DEVICE CAUSING DEATH
12310	18755(B)PC	F	USE DESTRUCTIVE DEVICE CAUSING MAYHEM/GBI
12312	18720PC	F	MAKE DESTRUCTIVE DEVICE WITHOUT PERMIT
12316(a)(1)(A)	30300(A)1PC	M	ILLEGAL SALE OF AMMUNITION
12316(a)(1)(B)	30300(A)2PC	M	ILLEGAL SALE OF AMMUNITION

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OLD PC	AJIS (DABIS)	LEVEL	DESCRIPTION
12316(a)(1)(C)	30300(A)3PC	M	UNLAWFUL TRANSFER OF AMMUNITION
12021(c)(1)	29805PC	F	POSS FIREARM W/PRIOR SPEC MISD CONVICTION
12021(c)(1)	29805PC	M	POSS FIREARM W/PRIOR SPEC MISD CONVICTION
12034(c)	26100(D)PC	F	PERSON WHO DISCHARGES FIREARM FROM VEH
12034(c)	26100(D)PC	M	PERSON WHO DISCHARGES FIREARM FROM VEH
12303.2	18715(A)2PC	F	DESTRUCTIVE DEVICE NEAR CERTAIN PLACES
12303.2	18715(A)3PC	F	DESTRUCTIVE DEVICE NEAR PRIVATE HABITATION
12303.2	18715(A)4PC	F	DESTRUCTIVE DEVICE NEAR PASSENGER VESSEL
12303.2	18715(A)5PC	F	DESTRUCTIVE DEVICE NEAR ANY PUBLIC PLACE
12316(b)(1)	30305(A)1PC	F	ILLEGAL POSSESSION OF AMMUNITION
12316(b)(1)	30305(A)1PC	M	ILLEGAL POSSESSION OF AMMUNITION
12316(b)(4)	30305(B)1PC	M	AMMUNITION POSS BY ENJOINED GANG MEMBER
12320	30315PC	F	POSSESS ARMOR PENETRATING AMMUNITION
12320	30315PC	M	POSSESS ARMOR PENETRATING AMMUNITION
12321	30320PC	F	MFG/SELL/TRANSPORT ARMOR PENETRATING AMMO
12321	30320PC	M	MFG/SELL/TRANSPORT ARMOR PENETRATING AMMO
12355(a)	20110(A)PC	F	ASSEMBLE/MAINTAIN/PLACE BOOBYTRAP DEVICE
12355(b)	20110(B)PC	F	POSS DEVICE W/INTENT TO USE AS BOOBYTRAP
12355(b)	20110(B)PC	M	POSS DEVICE W/INTENT TO USE AS BOOBYTRAP
12370(a)	31360(A)PC	F	FELON PURCHASES/OWNS/POSS BODY ARMOR
12403.7(g)	22810(G)1PC	F	ILLEGAL USE OF TEAR GAS/TEAR GAS WEAPON
12403.7(g)	22810(G)1PC	M	ILLEGAL USE OF TEAR GAS/TEAR GAS WEAPON
12403.7(g)	22810(G)2PC	F	ILLEGAL USE OF TEAR GAS/TEAR GAS WEAPON
12403.7(g)	22810(G)2PC	M	ILLEGAL USE OF TEAR GAS/TEAR GAS WEAPON
12420	22900PC	M	SELL/POSS/TRANS TEAR GAS/TEAR GAS WEAPON
12422	22910(A)PC	F	ALTERATION OF TEAR GAS WEAPON ID MARK
12422	22910(A)PC	M	ALTERATION OF TEAR GAS WEAPON ID MARK
12520	33410PC	F	POSSESS FIREARM SILENCER
12520	33410PC	M	POSSESS FIREARM SILENCER
12551	19910PC	M	SELL FIREARM TO MINOR
12552(a)	19915(A)PC	M	FURNISH MINOR BB GUN W/O PARENTAL CONSENT
12553(a)(1)	20150(A)PC	M	ALTER/ETC FIREARM MARKINGS
12553(b)	20155PC	M	MFGR/IMPORTER/ETC FAIL TO COMPLY W/REGULATIONS
12556(a)	20170(A)PC	M	OPENLY DISPLAY/EXPOSE IMITATION FIREARM
12582	20010PC	M	KNOWINGLY MFG/SEL/POSSESS BLOWGUN & BG AMMO
12590(a)(1)	17510(A)1PC	M	CARRY CONCEALED FIREARM WHILE PICKETING
12590(a)(2)	17510(A)2PC	M	CARRY LOADED FIREARM WHILE PICKETING
12590(a)(3)	17510(A)3PC	M	CARRYING DEADLY WEAPON WHILE PICKETING
12651(c)	22610(C)1PC	M	SELL/FURNISH STUN GUN TO MINOR W/O PARENT CONSENT
12651(d)	22610(D)PC	M	MINOR IN POSSESSION STUN GUN
12651(a)	22610(A)PC	M	POSS/PURCHASE STUN GUN BY CONVICTED FELON
12651(b)	22610(B)PC	M	PURCHASE/POSSESS/USE STUN GUN BY DRUG ADDICT
12652(a)	22615(A)PC	M	POSSESS STUN GUN W/O MFG'S NUMBER
12652(b)	22615(B)PC	M	POSSESS STUN GUN W/O SERIAL NUMBER
12316(c)	30310(A)PC	M	ILLEGAL POSSESSION OF AMMO BY SCHOOL PERSONNEL

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OLD PC	AJIS (DABIS)	LEVEL	DESCRIPTION
12317(a)	30306(A)PC	M	SUPPLY/DELIVER/SELL/ETC AMMO TO PERSON
12318(a)	30312(A)PC	M	DELIVER/TRANS AMMO MUST BE FACE/TO/FACE
12590(a)(4)	830.95(A)PC	M	UNLAWFUL WEAR POLICE OFFICER UNIFORM WHL/PICKETING
12655	19405PC	M	SELL LESS LETHAL WEAPON TO MINOR
12801(b)(1)	31615(A)1PC	M	PURCHASE/RECEIVE ANY HANDGUN
12801(b)(2)	31615(A)2PC	M	SELL/DELIVER/LOAN/TRANSFER ANY HANDGUN
12802(b)	31620(B)PC	M	ALTER/COUNTERFEIT/ETC HANDGUN SAFETY CERT
12070(a)	26500(A)PC	M	SELL/ETC FIREARMS WITHOUT A LICENSE
12071.1(e)(1)	27245(A)PC	M	FAILURE TO COMPLY BY A GUN SHOW PRODUCER
12071.1(e)(2)	27245(B)PC	M	FAIL TO POST SIGNS BY A GUN SHOW PRODUCER
12061(a)(3)	30352(A)PC	M	SELL/TRANS OWNERSHIP HANDGUN AMMO W/O INFORMATION
12061(a)(4)	30355PC	M	MAINTAIN HANDGUN AMMO RECORDS FOR 5 YEARS
12061(a)(6)	30360PC	M	FAIL TO OBTAIN THUMBPRINT FOR H/GUN AMMO
12061(a)(7)	30362(A)PC	M	REFUSAL TO EXAMINE HANDGUN AMMO RECORDS
12061(a)(7)	30362(B)PC	M	REFUSE LAW ENFORCEMENT EXAMINE H/GUN AMMO RECORDS
12071.4(b)	27305(A)PC	M	DISPLAY/POSSESS/ETC FIREARMS KNIVES WEAPONS
12071.4(b)	27305(B)PC	M	COMPLY W/LAWS DEALING W/POSSESSION/TRANS FIREARMS
12071.4(b)	27305(C)PC	M	ENGAGE IN ACTIVITY THAT INCITE HATE CRIME
12071.4(b)	27305(D)PC	M	TRANSFER OF FIREARMS THRU LICENSED FIREARMS DEALER
12071.4(b)	27305(E)PC	M	VERIFY ALL FIREARMS ARE UNLOADED & SECURED
12071.4(b)	27305(F)PC	M	CERTIFY/COMPLY W/REQUIREMENTS OF 27320PC
12071.4(b)	27305(G)PC	M	DISPLAY/POSS/OFFER BLACK POWDER FOR SALE
12071.4(c)	27310PC	M	FIREARM TRANSFERS IN ACCORDANCE W/ALL LAWS
12071.4(d)	27315PC	I	AMMO DISPLAYED IN CLOSED BOXES/CONTAINERS
12071.4(e)	27320(A)PC	M	VENDOR PROVIDE TO PRODUCER ALL REQUIRED INFO
12071.4(e)	27320(B)PC	M	KEEP INFO FOR 2 WEEKS/AVAILABLE TO POLICE OFFICER
12654	22625(A)PC	M	STUN GUN SOLD W/OUT INSTRUCTIONAL BOOKLET
12021(e)	29820(B)PC	F	UNLAWFUL POSSESSION OF FIREARM W/PR JUV
12021(e)	29820(B)PC	M	UNLAWFUL POSSESSION OF FIREARM W/PR JUV
12071.4(f)	27325PC	M	WEAR A NAME TAG INDICATING 1ST/LAST NAME
12071.4(f)	27325PC	I	WEAR A NAME TAG INDICATING 1ST/LAST NAME
12071.4(g)	27330PC	M	PERSON POSSESS FIREARM AND AMMO AT A GUN SHOW
12071.4(h)	27335PC	M	MINOR ADMITTED TO GUN SHOW W/O PARENT
12071.4(i)	27340(A)PC	M	SIGN TAG ATTACHED TO F/ARM AT GUN SHOW
12071.4(i)	27340(B)PC	M	CLEAR F/ARM OF ALL AMMUNITION
12082(a)	28050(B)PC	M	RETAIN POSSES FIREARM PRIVATE PARTY TRANS
12082(a)	28050(C)PC	M	DELIVER/PURCHASER FOR PRIVATE PARTY TRANS
12082(a)	28050(D)PC	M	DEALER RETURN FIREARM TO SELLER/TRANSFEROR
12082(a)	28055(B)PC	M	FEE CHARGED BY DEALER IN PRVT/PARTY TRANS
12082(a)	28055(C)PC	M	CHARGE ADDITIONAL FEES IN PRVT PARTY TRAN
New	26350A1APC	M	CARRY UNLOADED HANDGUN IN PUBLIC/PROH AREA
New	26350A1BPC	M	CARRY UNLOADED HANDGUN IN PUBLIC/PROHIBITED AREA
New	26350A1CPC	M	CARRY UNLOADED HANDGUN IN PUBLIC/PROHIBITED AREA
New	26350A2APC	M	CARRY UNLOADED HANDGUN IN VEH HIS/HER POSSESSION
New	26350A2BPC	M	CARRY UNLOADED HANDGUN IN VEH HIS/HER POSSESSION

**AJIS MASTER LIST OF SB 1080 WEAPON CHARGES
EFFECTIVE JANUARY 1, 2012**

December 22, 2011

OLD PC	AJIS (DABIS)	LEVEL	DESCRIPTION
New	26350A2CPC	M	CARRY UNLOADED HANDGUN IN VEH HIS/HER POSSESSION
12051(c)	26180(B)1PC	F	FALSE STATMNT ON APP CARRY CONCEAL WEAPON
12051(c)	26180(B)2PC	F	FALSE STATMNT ON APP CARRY CONCEAL WEAPON
12051(c)	26180(B)3PC	F	FALSE STATMNT ON APP CARRY CONCEAL WEAPON
12051(c)	26180(B)4PC	F	FALSE STATMNT ON APP CARRY CONCEAL WEAPON
12051(c)	26180(B)5PC	F	FALSE STATMNT ON APP CARRY CONCEAL WEAPON
12051(c)	26180(B)6PC	F	FALSE STATMNT ON APP CARRY CONCEAL WEAPON
12051(c)	26180(B)7PC	F	FALSE STATMNT ON APP CARRY CONCEAL WEAPON
12072(a)(4)	27515(A)PC	F	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(a)(4)	27515(A)PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(a)(4)	27515(B)PC	F	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(a)(4)	27515(B)PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(a)(5)	27520(A)PC	F	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(a)(5)	27520(A)PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(a)(5)	27520(B)1PC	F	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(a)(5)	27520(B)1PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(a)(5)	27520(B)2PC	F	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(a)(5)	27520(B)2PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(a)(8)	27530(A)PC	F	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(a)(8)	27530(A)PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(a)(8)	27530(B)PC	F	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(a)(8)	27530(B)PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(a)(9)	27535(A)PC	I	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(c)(1)	27540(A)PC	F	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(c)(1)	27540(A)PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(c)(1)	27540(B)PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(c)(1)	27540(C)PC	F	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(c)(1)	27540(C)PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(c)(1)	27540(D)PC	F	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(c)(1)	27540(D)PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(c)(1)	27540(E)PC	F	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(c)(1)	27540(E)PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(c)(1)	27540(F)PC	F	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(c)(1)	27540(F)PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(e)	27550(A)PC	F	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(e)	27550(A)PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(f)(1)	27555(A)1PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(f)(2)	27560(A)PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12072(f)(3)	27565(B)PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12073(a)	28100(A)PC	M	VIOL FIREARM SALES/LEASE/TRANSPORT REGLTNS
12083(c)(1)	28465(A)PC	M	VIOL FIREARM IMPORTATION REQUIREMENTS
New	17512PC	M	DRIVER/OWNER PERMIT UNLOADED FIREARM IN VEH
12071.4(k)	27345PC	M	GOVT/ISSUED PHOTO ID DISPLAYED TO POLICE OFFICER
12083(a)	28455PC	I	FAIL TO PROVIDE COPY OF LICENSE
12281(f)	30720PC	F	FAIL TO DISPOSE OF SKS RIFLE
12281(f)	30720PC	M	FAIL TO DISPOSE OF SKS RIFLE

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733.20 APPROVAL TO CARRY CONCEALED FIREARM. Department Manual Sections 2/092.61 and 3/733.20, Los Angeles Municipal Code Sections 52.29 and 52.30, and California Penal Code (PC) Sections 16360, 16690, 25450-25475, 26300-26325, and 25900 delineate the issuance of a Carry Concealed Weapon (CCW) Permit endorsed retired police identification card.

The California Penal Code mandates that the Department shall issue an identification certificate to all full-time paid peace officers that have been honorably retired from the Department. As used in the California Penal Code Sections 16690 and 25900, the term "honorably retired" includes all peace officers who have qualified for, and have accepted a service or disability retirement.

Note: To be considered "honorably retired," an officer must have a minimum of 20 years of service to retire, with no age requirement for Tiers 2 and 4. For Tier 3, an officer must have 10 years of service and be 50 years old. For Tier 5, an officer must have 20 years of service **and** be 50 years old. Any officer who does not meet any of the Tier retirement qualifications is considered "resigned" and is not entitled to a CCW endorsed retired police identification card, according to applicable States laws. However, in *Tier 3 and Tier 5*, if an officer leaves with 20 years of service, but is not at age 50 and decides to defer their retirement, the officer can come back to the Department when they reach age 50 and apply for a CCW endorsed retired police identification card.

The term "honorably retired" does not include an officer who has agreed to a service retirement in lieu of termination. Honorably retired peace officers shall have an endorsement on the identification certificate stating that the Department approves the officer's carrying of a concealed and loaded firearm. In addition, no peace officer that retired because of a psychological disability shall be issued an endorsement to carry a concealed and loaded firearm.

Upon an officer's initial retirement, the Department may deny or revoke, for good cause, a retired officer's privilege to carry a concealed firearm. In addition, a retired peace officer may have his or her privilege to carry a concealed and loaded firearm revoked or denied by violating any Departmental rule, or State or federal law that, if violated by an officer on active duty, would result in that officer's arrest, suspension, or removal from the agency [PC Section 26305 (b)].

Department Retirement Counselor, Personnel Division - Responsibilities. A Department Retirement Counselor shall:

- Upon receiving a signed letter of intent of retirement, or notification from the Department of Pensions that a disability pension has been granted, an Intradepartmental Correspondence, Form 15.02.00, shall be forwarded to the retiring officer's commanding officer; and,

Note: The Intradepartmental Correspondence is a questionnaire addressing the officer's complaint history, restrictions which may preclude the officer from carrying a concealed weapon, whether or not the officer is eligible for reserve status, and the commanding officer's opinion as to whether or not the officer should be able to carry a concealed weapon.

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- If there are no objections in response to the questionnaire, make a recommendation to approve the CCW to the Commanding Officer, Personnel Division.

Retiring Officer's, Area/Division Commanding Officer - Responsibilities. The retiring officer's commanding officer shall:

- Upon receipt of the questionnaire from Personnel Division, conduct a background check on the retiring officer;
- Forward the completed questionnaire to the Department Retirement Counselor, via the Commanding Officer, Personnel Division; and,
- If there are any documents prohibiting the retiring officer from carrying a gun, *forward a copy of the questionnaire* to the Retirement Counselor, via the Commanding Officer, Personnel Division.

Commanding Officer, Internal Affairs Group - Responsibilities. Upon notification from the Retirement Counselor, the Commanding Officer, Internal Affairs Group (IAG), shall:

- Evaluate each complaint on a case-by-case basis;
- Determine whether or not the pending complaint would result in the arrest, suspension, or removal of the employee; and,

Note: If the complaint would result in the arrest, suspension, or removal of the employee, *a recommendation for denial to carry a concealed weapon shall be made.* However, the seriousness and nature of the misconduct should also be considered.

- Forward an Intradepartmental Correspondence recommending the approval or denial of the CCW endorsement to the Retirement Counselor, Personnel Division, via the Commanding Officer, Personnel Division.

Commanding Officer, Personnel Division - Responsibilities. The Commanding Officer, Personnel Division, shall:

- Upon receiving a recommendation from the Retirement Counselor, approve or deny a CCW endorsement;
- If there are pending personnel complaints, contact the Commanding Officer, IAG, for advice and further information regarding the personnel complaint;
- Make note of either the approval or disapproval on the officer's locator card, which is maintained at Personnel Division; and,
- Document the retiring officer's CCW endorsement in their personnel package.

Retiring Officer's Responsibilities. Each retired officer shall receive a photo identification card indicating the Department's approval to carry a concealed firearm. The identification card will reflect a five-year expiration date. It is incumbent upon the retired officer to petition the Department for renewal of the privilege to carry a concealed weapon upon expiration of each five-year period (*PC Sections 25465 and 26300-26325*).

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If a retired officer is denied the privilege of receiving a CCW endorsement, the retiring officer may, within 30 days of the denial, request a hearing. A retiring officer who fails to request a hearing within 30 days of the denial shall forfeit their right to the hearing (Manual Section 2/092.61). Retired officers who receive a restricted identification card may petition the Department to review their current status every five years after the privilege to carry a concealed weapon has been revoked. *However, a CCW hearing does not supersede the penal code.*

Exception: Officers who retired prior to January 1, 1981, shall not be required to obtain an endorsement from the Department for the privilege of carrying a concealed weapon.

Requirement for Retired Officers to Qualify to Carry a Concealed Weapon Outside of California. Retired officers who wish to carry a concealed firearm outside of California shall:

- Be free of any condition that would preclude them from safely operating a firearm;
- Adhere to basic range safety rules; and,
- Prior to carrying a concealed firearm out-of-State, must qualify on the approved course of fire administered by a National Rifle Association-certified civilian law enforcement firearms instructor or a civilian rangemaster. These instructors are also certified by various law enforcement entities (e.g., the Federal Bureau of Investigation's Rangemaster School).

Note: The qualification is valid for a 12-month period from the date of qualification.

Qualification Course Firing Sequence. The Department's retired officer's qualification course sets the minimum standard retirees must shoot to comply with the requirements of *Law Enforcement Officers Safety Act of 2004 (LEOSA)*. The course of fire was designed to be fully replicable anywhere in the country.

The starting position for this qualifying course of fire will begin at the 7-Yard Line. When the target faces, the shooter will draw and fire 10 rounds at a single silhouette target. A score of 70 percent is required to pass the qualification. All rounds impacting anywhere on the body and head will receive full value and rounds impacting upon the arms are half value.

Note: Any qualification course offered by any range within the United States which meets or exceeds the standards set in the Department's course would satisfy the *LEOSA* requirement, (e.g., if a city or town in Alabama offered a security guard course of fire that required 20 rounds at 10 yards, it would exceed and meet the Department's course of fire for *LEOSA* compliance).

The passing score receipt, in conjunction with a retired CCW-endorsed Department identification card, will permit a retiree to carry a concealed firearm within other States.

Note: *A retiree with a "Restricted" status identification card is not qualified to carry a concealed weapon and loaded firearm under the LEOSA.*

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Retired Officer's Responsibilities. Qualified retired officers who choose to meet the requirements of the amended *LEOSA* shall comply with the following:

- Provide their own ammunition;
- At their own expense, qualify with their firearms;
- Carry proof of qualification at all times, along with a CCW-endorsed, approved identification card issued by the Department; and,
- Upon request of any law enforcement agency with appropriate jurisdiction, render the proof of qualification receipt.

Note: If a retired officer chooses not to qualify, the CCW endorsement will only be valid within the State of California. The Department will not track the retiree's firearm qualification requirements.

Commanding Officer, Personnel and Training Bureau - Responsibility. The Commanding Officer, Personnel and Training Bureau, shall serve as the Chair of the Carrying a Concealed Weapon Board (Manual Section 2/092.61).

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216.07 SEIZURE OF FIREARMS AT DOMESTIC VIOLENCE INCIDENTS. When an officer seizes a firearm at the scene of a domestic violence incident involving a threat to human life or a physical assault, the officer shall seize the firearm in accordance with Manual Section 4/560.35 and Penal Code Section 18250.

260.25 FIREARMS OR OTHER DEADLY WEAPONS IN POSSESSION OF PERSONS WITH A MENTAL ILLNESS.

Officer's Responsibilities. When a person is taken into custody because of his or her mental condition and is in possession of a firearm or other deadly weapon, the firearm or weapon shall be seized and booked as "Evidence," *under the authority of 8102 of the Welfare and Institutions Code (WIC).* Officers shall telephonically notify the Mental Evaluation Unit (MEU) of the seizure of firearm(s) and be guided by the advice of the investigator on duty.

Note: For the purpose of this procedure, "deadly weapon", as used in Sections 8100, 8101, 8102, and 8103 WIC, means any weapon, the possession or concealed carrying of which is prohibited by *Penal Code Sections 19200(a), 20310, 20410, 20510, 20610, 20710, 20910, 21110, 21810, 22010, 22210, 22410, 24310, 24410, 24510, 24610, 24710, 30210(a), 30210(b), 31500, 32900, 33215, and 33600.*

When the Mental Evaluation Unit (MEU), Detective Support and Vice Division, has verified that a patient with a mental illness, in possession of a weapon, has escaped from a designated mental hospital, the weapon shall be seized and booked as "Evidence", and the patient with a mental illness should be booked for a felony under authority of *8103(3)(f)(1) WIC.*

Officers having probable cause to believe that a person with a mental illness owns, possesses, or has access to a firearm or any other deadly weapon located inside a residence or any other premises shall, when possible, obtain consent to search for the weapon. If consent cannot be obtained, officers shall contact the MEU and be guided by the advice of the investigator on duty.

Note: If officers encounter a person with a mental illness they believe to be clearly incapable of providing an informed consent for a search, they shall contact the MEU for advice.

A Receipt and Notice of Rights for Confiscated Firearms/Other Deadly Weapons, Form 10.10.05, shall be completed by the officer and given to any person with a mental illness from whom a firearm or other deadly weapon has been seized. Officers shall ensure that a copy of the *Receipt and Notice of Rights for Confiscated Firearms/Other Deadly Weapons* is forwarded to MEU to prevent persons with a mental illness from recovering their firearms or weapons before they have been judged competent to own a firearm or weapon. Additionally, because of the legal complexities of the WIC, and in the interest of public safety, officers shall contact MEU for guidance **prior** to taking any person with a suspected mental illness into custody (Manual Section 4/260.20) and prior to releasing a confiscated firearm or weapon to a person with a mental illness.

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540.40 PROCESSING FIREARMS SURRENDERED FOR DISPOSAL. When a firearm is voluntarily surrendered to the Department for disposal, the following additional procedures shall apply:

- Ammunition accepted with the firearm shall be listed on the same report;
- The words "Voluntary Gun Disposal" shall be entered on the first line of the narrative portion of the Property Report, Form 10.01.00;
- The owner shall be required to sign the following statement, which shall be included as the last paragraph in the narrative portion of the report: "I hereby relinquish to the Los Angeles Police Department any right, title, or interest in the above-described firearm(s);"
- Advise the owner that the firearm will be disposed of in accordance with the procedures set forth in Penal Code *Sections 18000-18005*;
- Issue the owner a Receipt for Property Taken Into Custody, Form 10.10.00; *and*,
- Book the firearm.

Note: The firearm shall be transferred to Central Property Section within five days.

552.10 DESTRUCTION OF FIREARMS.

Commanding Officer, Property Division - Responsibilities. Upon determining that a firearm's destruction should be scheduled, the Commanding Officer, Property Division, shall make all necessary arrangements. The Commanding Officer, Property Division shall be responsible for:

- Determining the number of firearms to be destroyed;
- Complying with *Penal Code Section 18005 (c)*;
- Determining the date, time and location of the destruction;
- Arranging transportation; and,
- Obtaining security for the firearm's destruction from another Department entity.

Firearms scheduled for destruction are available for consideration by Metropolitan Division, Training Division, and Scientific Investigation Division. Identified firearms will be made available for convertible property for training and/or tactical purposes. Requests for the retention of firearms scheduled for destruction shall be made through the requesting entity's chain of command to the Assistant to the Director, Office of Special Operations.

560.35 SEIZURE OF FIREARMS. When an officer seizes a firearm involving a threat to human life or a physical assault, the officer shall seize the firearm in accordance with this Section and if Domestic Violence is involved, Penal Code (*PC*) Section 18250, officers shall:

- Determine if a court order exists or is warranted;

Note: If at the time a firearm is seized, an officer becomes aware of a court order, (e.g., Emergency Protective Order, Domestic Violence Restraining Order), which is not in the Domestic Violence Restraining Order System (ROS), the officer shall ensure the court order and accompanying Department report(s) are immediately submitted to a watch commander for approval.

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- Issue the owner or person in custody of the firearm a Receipt for Property Taken Into Custody, Form 10.10.00;
- Record in the "Property Taken" portion of the Form 10.10.00 the following information:
 - A description of the weapon, including the serial number, the location where the firearm can be recovered, and the telephone number of the Area Detective Division responsible for releasing the firearm; and,
 - The dates and times during which the firearm can be claimed.
- Complete a Receipt and Notice of Rights for Confiscated Firearms/Other Deadly Weapons, Form 10.10.05, to document the confiscation of a firearm or other deadly weapons from individual(s) during a domestic violence incident; *and*,
- Book the firearm in accordance with the procedures set forth in Section 4/540.30 of the Department Manual.

Note: When a booking officer has reasonable cause to believe that the release of a firearm could likely result in endangering the victim, reporting party or other party, the officer shall include information in the related report(s) describing "clear and convincing" evidence that will support a court petition to determine if a firearm should be returned. *The investigating officer, within 60-90 days of the seizure, shall initiate the petition in Superior Court to determine if the firearm should be returned.*

Seizure of Firearms at Domestic Violence Incidents. Penal Code Sections 18265(a) and 18265(b) provides that firearms seized at the scene of a domestic dispute shall be made available for release 48 hours after the seizure or as soon thereafter as possible, but no longer than five business days after the seizure. In no event shall a firearm be held less than 48 hours.

Note: Although a firearm may be available for release per PC Section 18265, it shall not be released to the legal owner until the Department of Justice background check has been completed and the owner has been cleared for possession of the firearm per PC Sections 33850-33895.

When an investigating officer releases a firearm seized at a domestic violence incident, the investigating officer shall, after complying with the procedures in Manual Section 4/560.40, make the firearm available for release no less than 48 hours, but no longer than *five* business days after the seizure.

A firearm in Department custody longer than 12 months and not claimed by the owner or person who had lawful possession at the time the firearm was taken into custody, shall be considered a nuisance and be disposed of as provided in PC Section 18275.

Court Orders Not in the Restraining Order System. If an officer becomes aware of a court order at the time a firearm is seized, (e.g., Emergency Protective Order, Domestic Violence Restraining Order), which is not in the Domestic Violence Restraining Order System (ROS), the officer shall ensure the court order and accompanying Department report(s) are immediately submitted to a watch commander for approval.

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Watch Commander's Responsibilities. Watch commanders are reminded of the critical importance of immediate and accurate entry of court orders into the ROS. Watch commanders shall ensure that all reports involving court orders not already entered in the ROS are immediately delivered to the Area Record's Unit and entered into the ROS. If the Area Record's Unit is not staffed, watch commanders shall cause the order to be immediately delivered to a Record's Unit or to Records and Identification Division for immediate entry into the Domestic Violence ROS.

560.40 RELEASE OF FIREARMS. Only sworn detective personnel shall approve the release of firearms. Any person appearing before an Area desk requesting the release of a firearm shall be referred to the Area Detective Division detectives during their normal operating hours.

Proof of Ownership. The Department must accept any reasonable proof of ownership. Registration in the name of the lawful owner shall constitute proof of ownership. However, a lack of registration does not constitute a lack of proof of ownership unless registration is required by law for possession and/or ownership of the gun. Unless there is articulable probable cause to disbelieve a sworn declaration from the claimant/owner, a sales receipt, or other proof of ownership from the claimant, shall constitute proof of ownership.

Investigating Officer's Responsibility. Investigating officers or their immediate supervisor, shall ensure that all firearms are returned to the lawful owner after determining whether the individual is lawfully entitled to possess the firearm. The investigating officer authorizing disposition or release of a firearm shall:

- Determine whether the individual is lawfully entitled to possess the firearm to be released, in accordance with federal and State laws;
- Query the Automated Firearm System (AFS) and the National Crime Information Center (NCIC) to determine current "want" and registration information;
- Ensure that the appropriate "Evidence" entry appears in the AFS;
- Check the owner's/possessor's criminal history, the Domestic Violence Restraining Order System (ROS), the Mental Health Firearms Prohibition System (MHFPS) and the Consolidated Criminal History Reporting System (CCHRS) to verify there are no legal restrictions to the owner/possessor possessing the firearm; and,
- Inquire of the victim, suspect, and person reporting, if any restraining order(s) exist.

Note: If the firearm is an LAPD stolen/lost and an "Evidence" entry does not appear in the AFS, the concerned investigative officer shall notify a supervisor in the *Vehicle/Warrant Section, Records and Identification Division (R&I)*, to ensure that this omission is corrected.

- Attach a printout of the AFS, ROS, MHFPS, CCHRS, and NCIC query and owner's response to inquiry, to the work folder copy of the concerned report. If the firearm "Evidence" entry does not appear in the AFS, indicate that fact on the Detective's Case Progress Log, Form 01.44.00, and include the name of the *R&I* employee contacted;
- If the firearm is to be released or disposed of within 90 days from the date of original booking, contact the Gun Unit, Detective Support and Vice Division, to determine whether the firearm is wanted for test-firing, recording on the Form 01.44.00 the name and serial number of the Gun Unit employee contacted;

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- If the firearm was booked as a result of a misdemeanor, contact the City Attorney, Misdemeanor Disposition Section, to ensure that the weapon no longer has any evidentiary value; and,
- Upon completion of the above requirements:
 - Complete a Property Disposition/Update Request and forward it to the Property Disposition Coordinator (PDC) for input into Automated Property Information Management System if an Item Detail Summary has not been generated; or,
 - Present a completed Property Disposition/Update Request to a property officer, if property must be immediately released to a waiting individual and the PDC is not available.

A teletype to a Property Division facility in order to release property is appropriate **only** when a PDC or Area property officer is not available and an immediate release is necessary.

When authorization to release is a teletype, the investigating officer shall include a statement that the firearm shows listed as "Evidence" in the AFS/NCIC system.

Firearms Declared Nuisances. A firearm coming within the purview of the Dangerous Weapons' Control Law and which is declared to be a nuisance per California Penal Code (PC) Section 29300 shall not be released except at the direction of:

- A written opinion of the City Attorney, or,
- A valid court order.

Release of Firearms or Other Deadly Weapons to Persons with a Mental Illness. Before releasing a firearm or other deadly weapon (*Manual Section 4/260.25*) to any person who has been previously detained due to a mental illness, the concerned investigating officer shall contact MEU for advice in determining the conditions for release of the firearm or weapon.

Firearms Seized at Domestic Violence Incidents. In addition to the current procedures outlined in Department Manual Section 4/560.40, an investigating officer releasing a firearm seized at a domestic violence incident shall:

- Make the firearm available for release no less than 48 hours, but no longer than five business days after the seizure;
- Ensure the firearm is not restricted (e.g., assault weapon); and,
- Ensure the individual (i.e., owner of the firearm) seeking the return of the firearm, completes and submits a Law Enforcement Gun Release Application to the Department of Justice (DOJ).

Note: The DOJ is the only agency authorized by law to conduct the necessary background checks to determine if the owner is prohibited from possessing a firearm.

A firearm in Department custody longer than 12 months and not claimed by the owner or person who had lawful possession at the time the firearm was taken into custody shall be considered a nuisance and be disposed of as provided in PC *Sections 18000-18005*.

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Release of Firearms to Licensed Firearms Dealers. If a firearm was seized pursuant to *PC 18250* and the owner/possessor disposes of the firearm by selling it to a licensed firearms dealer, the Department must release the firearm(s), except contraband, to the properly licensed firearms dealer authorized to take possession of and dispose of the firearms on behalf of the owner. This process only applies to firearms seized pursuant to *PC 18250* and is authorized by Family Code Section 6380.5.

Firearms Used in Suicide. All firearms suspected of being suicide weapons shall be booked as evidence to provide the opportunity to test such firearms. The investigating officer shall be responsible for determining the final disposition of the firearm.

When it is necessary to retain the firearm, the investigator shall, within five (5) days following booking, notify the Coroner's Office of the reason for the hold.

Property Officer's Responsibility. Property officers may dispose of or release a firearm from custody when disposition instructions have been received by one of the following means:

- Disposition instructions have been input into APIMS;
- A release authorization teletype has been received; or,
- A completed *Property Disposition/Update Request, Form 10.06.00*, has been received.

The *Property Disposition/Update Request* or teletype authorization shall be retained by the concerned property unit for a period of one year.

561. WITHHOLDING OF FIREARMS. If an investigating officer (I/O) has reasonable cause to believe that the release of a firearm would likely result in endangering the victim, reporting party or other party, the I/O shall:

- Complete a *Property Disposition/Update Request, Form 10.06.00*, and forward it to the Property Disposition Coordinator to place an investigative hold on the firearm in the Automated Property Information Management System (APIMS), to prevent the unintentional release or destruction of the weapon prior to the Court's decision;
- Ensure all reasonable efforts are made to locate the owner/possessor of the firearm;
- Prepare a *Follow-up Investigation, Form 03.14.00*, describing the "clear and convincing" evidence in support of a petition to determine if a firearm should be returned, and obtain approval of a Detective III or above;
- Complete a *City Attorney Request for Petition (CARP)*;
- Ensure notification is made to the owner/possessor of the intent to file the petition;
- Deliver the original *CARP*, a copy of all related police reports, a copy of the owner's/possessor's criminal history, Restraining Order System, Mental Health Firearm Prohibition System and Consolidated Criminal History Reporting System printouts, to Detective Support and Vice Division (DSVD) within four calendar days from the date of seizure or upon determining the firearm should not be returned;

Note: In cases where the investigating officer is unable to deliver the material to DSVD, the I/O shall cause an employee who is familiar with the case to deliver the material to DSVD.

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- Assist the *City Attorney's* (CA) Office with the preparation of a declaration for the petition;
- Appear at Superior Court hearings, as requested by the CA's Office, to offer information concerning the potential danger to a victim, reporting party, or other party; and,
- Dispose of the firearm **only** as directed by the Superior Court.

Note: Penal Code Sections 18265(a) and 18265(b) provides that firearms seized at the scene of a domestic dispute shall be made available to the owner/possessor in no less than 48 hours, but no longer than five business days after the seizure.

Detective Support and Vice Division - Responsibilities. The Commanding Officer, *DSVD*, shall provide liaison between the Department and the CA's Office in processing and coordinating the CARP to determine if a firearm should be withheld from the owner or otherwise disposed of as directed by the court. Detective Support and Vice Division personnel, within **two calendar days** of receiving a CARP from detective personnel, shall:

- Verify that the legal owner is not otherwise prohibited from possessing the firearm;

Note: If ownership of the firearm is prohibited by law, inform the *I/O* that the petition is unnecessary and that the firearm may be held or disposed of, pursuant to the appropriate Penal Code section.

- Ensure the *CARP* has been completed correctly; and,
- Forward the *CARP* to the CA's Office, Police General Counsel Section, for submission to the Superior Court.

Detective Support and Vice Division shall also be responsible for ongoing liaison with the CA's Office and shall:

- Create and maintain a control log for tracking all requests for petitions until their disposition;
- Upon receipt of any response to a petition, make telephonic notification to, and forward a copy of the response to the CA's Office, Police and Fire Services Division;
- Notify the *I/O* of the results of the petition and the appropriate disposition of the firearm as directed by the court;
- Contact the Police and Fire Services Division to verify that the owner/possessor of the seized firearm has been notified by registered mail of the court's order regarding disposition of the firearm; and,
- Provide blank petition forms to all detective commands.

Filing a Petition with the Court to Extend a Firearm Hold. Penal Code Section 18400 allows 60 days to file a petition with the court to extend a firearm hold. However, when the *I/O* has reasonable cause to believe that the release of a firearm would likely endanger the victim of the assault or threat, the *I/O* shall, within five days of the seizure, initiate a petition in superior court to determine if the firearm should be returned. If necessary, the *I/O* may seek an extension to 90 days on the petition.

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585.10 CONTRABAND – DEFINED. Contraband items consist of goods or merchandise, possession of which is prohibited by law. Generally, items of contraband shall not be converted to Department use.

Note: California Penal Code Section 34005(b) enables law enforcement agencies to retain confiscated firearms, normally subject to destruction, for use in carrying out the official duties of the agency. Therefore, firearms are not considered contraband subject to retention procedures.

681.15 POST – BOOKING RELEASE PROCEDURES. When a misdemeanor arrestee is apparently eligible for a post-booking release, the releasing officer shall, prior to releasing him/her, ensure that:

- A want and warrant check based on positive identification has been conducted;
- The arrestee's criminal record has been reviewed for convictions that would affect the original booking charge (e.g., California Penal Code Sections 484 and 25400);

Exception: The supervisor responsible for the *own recognizance* (OR) determination may, when records are not available after a reasonable length of time, evaluate the circumstances and release the arrestee.

- The "O.R. Determination" portion of the Booking Approval, Form 12.31.00, indicates eligibility for post-booking release; *and*,
- A sworn supervisor has approved the post-booking release and signed the Jail Custody Record of the Los Angeles Consolidated Booking Form, Form 05.01.00.

851. CALIFORNIA HIGHWAY PATROL ARRESTS.

California Highway Patrol - Responsibilities. The *California Highway Patrol* (CHP) shall be responsible for the booking and follow-up investigation of persons arrested by CHP officers within the City when:

- The arrest is for an offense which is within the purview of the CHP (*California Vehicle Code Sections 2400-2409*), **except:**
 - When the offense is related to a non-freeway reportable traffic collision; and,
 - When the offense is within Division 4, Chapter 4, of the CVC (Theft and Injury to Vehicles), and the Los Angeles Police Department (LAPD) has investigative responsibility.
- The arrest is for possession of a controlled substance, **except:**
 - When a juvenile is involved as a suspect or victim;
 - When the quantity of the controlled substance could result in a booking for "possession for sale;" and,
 - When the circumstances of the arrest indicate the need for an on-the-scene investigation by the Department.

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- The arrest is for *California Penal Code* Section 148 (Resisting); and,
- The arrest is based on a California misdemeanor warrant.

Note: When the wanting agency is other than the City of Los Angeles, the custodial detention officer shall ensure that the CHP officer has notified the wanting agency prior to booking the arrestee.

Los Angeles Police Department - Responsibilities. When an arrest is made by a *CHP* officer for a crime committed in the City, and the investigation does not ordinarily fall within the responsibility of the *CHP*, an *LAPD* unit will be requested to meet the *CHP* unit and accept custody of the arrestee, property, and vehicle.

Note: When an *LAPD* unit is dispatched and an uncertainty regarding the responsible agency cannot be resolved in the field, the *LAPD* officers shall assist the *CHP* officers until the responsibility is later determined by the *LAPD* watch commander giving booking approval.

When officers of this Department accept custody of a *CHP* arrestee, they shall also assume responsibility for the custody of all evidence and property associated with the arrest, and complete the booking and related reports.

Exception: When the evidence or property is of substantial value, the *CHP* officers will remain present until the property is booked into Department custody.

The concerned Department investigating officers shall assume responsibility for the booking advice and investigation of the crime. Booking approval for any arrest, shall only be obtained from an Area watch commander or the Watch Commander, Metropolitan Jail Section, Jail Division. When the arrest is for a misdemeanor offense, or when the concerned Department investigating officers are not available, the uniformed watch commander of the division of booking shall cause the booking and related reports to be completed.

Arrest Report Information. When an officer of this Department accepts custody of an arrestee from the *CHP* and completes the booking and related reports, the officer shall:

- Ensure that all pertinent information is received from the *CHP* officer (e.g., name, serial number, observations, probable cause, violations committed, arrestee's statements, etc.) and is included in the arrest reports; and,

Note: On all misdemeanor arrests, the *CHP* officer initiating the arrest shall appear as the arresting officer on the arrest report. The names of the *LAPD* officers accepting custody of a *CHP* misdemeanor arrestee shall appear in the narrative portion of the arrest report.

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- When the initial arrest is for driving under the influence (23152 C.V.C.), attach one copy of the Intoxication Report, CHP Form 218, and both the court and violator copies of the Notice to Appear (traffic citation), CHP Form 215, to the investigating officer's copies of the LAPD arrest reports. The CHP officer will administer the related sobriety tests at the appropriate Department facility and remain present until all related reports are approved and duplicated. After duplication, the original CHP Intoxication Report shall be returned to the CHP officer.

Note: The CHP Notice to Appear will not be signed by the arrestee. The word "**IN CUSTODY**" will be placed by the CHP officer in the signature box. The "**Date and Time for Appearance**" box will be left blank.

Firearms Investigation. When a CHP officer conducting an investigation within the City determines that a person is illegally in possession of a firearm in violation of *PC* Sections 29800-29825 through 25850, the following procedures shall apply:

- If the arrestee is also in custody for an offense which is within the purview of the CHP, the uniformed watch commander of the Area of arrest or the concerned Department investigative supervisor shall provide booking advice. When booking on a felony charge is not within the CHP's scope of responsibility, the concerned watch commander or detective supervisor shall be advised to book the firearm into Department custody according to the procedures of this Department;
- When a CHP officer does not intend to book the person, an officer of this Department will be requested to meet the CHP officer. If the responding LAPD officer determines that the person should be arrested, he or she shall transport the person to the concerned division for booking advice; and,
- Assigned LAPD investigating officers shall be responsible for the investigation and disposition of all firearms booked into Department custody by CHP officers.

Controlled Substance Investigation. When a *CHP* officer conducting an investigation within the City determines that a person is illegally in possession of a controlled substance and the arrest is within the responsibility of the *CHP*, the following procedures shall apply:

- The LAPD watch commander giving booking approval may conduct a preliminary drug test, on felony arrests, to corroborate the arresting officer's opinion. A preliminary drug test **shall** be completed for misdemeanor arrests. Booking advice shall be provided on a Booking Approval, Form 12.31.00;
- California Highway Patrol officers shall complete all related reports prior to leaving the booking facility. *Division of Records* numbers shall be obtained by the supervisor approving the reports (*Manual Section 4/841*);

Exception: When a female is to be booked at the Los Angeles County Jail, all reports will be completed and approved at Metropolitan Jail Section after the arrestee is booked. When a female is arrested in the West Los Angeles or Pacific Areas, all reports shall be completed and approved in the Area of arrest after the arrestee is booked at Valley Jail Section.

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- California Highway Patrol officers shall book the evidence as advised by the narcotics investigator or watch commander; and,
- California Highway Patrol officers shall use the California Highway Patrol Supplemental Report, Form 556, in lieu of the Continuation Sheet, Form 15.09.00, and the CHP Felony Report format in lieu of the LAPD Arrest Report, Form 05.02.00, format.

Note: When necessary, a *CHP* supervisor shall be contacted to assist in resolving any problem in processing a CHP arrestee.

ORGANIZATION INFORMATION
(Accessible from the Organization link, on the Department's Local Area Network)
Revised by Special Order No. 26, 2011

ABUSED CHILD UNIT – FUNCTIONS.

- Conducting follow-up investigations of abused children when the suspect is identified as being a parent, stepparent, common law spouse of the child's parent or legal guardian of the child and it appears they are responsible for:
 - Depriving the child of the necessities of life to the extent of hospitalization;
 - Physical or sexual abuse of the child;
 - Child Homicide, when the victim is under eleven years of age when one of the above conditions exists; *and*,
 - All undetermined deaths of children under 11 years of age.

Exception: If an incident of the California Penal Code (PC) Section 273.5 (Domestic Violence) occurs prior to an incident of child abuse as one continuous act, the follow-up responsibility falls within the geographic Area of occurrence.

- Conducting follow-up investigations on deaths of children under 11 years of age wherein neglect or action by the parent(s)/guardian(s) placed the child in an endangered situation that results in the death;
- Conducting follow-up investigations of all undetermined deaths of juveniles under 11 years of age;

Note: After normal duty hours, Juvenile Division personnel shall normally respond to child death cases under 11 years of age, falling within their investigative responsibility.

Exceptions: Follow-up investigations of deaths resulting from violation of *PC Section 25100*, are the responsibility of the Area detectives.

- In the course of conducting child abuse investigations, it is discovered that domestic violence or elder abuse issues also exists, the Department of Children and Family Services investigators shall take action and follow established reporting procedures. The follow-up investigation shall be conducted according to existing Department procedures; and,
- Conducting investigations of any child abuse case, when directed to do so by the Commanding Officer, Juvenile Division.

USE OF FORM
(Accessible in LAPD Forms, on the Department's Local Area Network)
Revised by Special Order No. 26, 2011

12.49.00 FIREARM REGISTRATION REPORT, FORM 12.49.00.

12.49.00-01 Use of Form. This form is used by concerned personnel to record information regarding all firearms which are capable of being concealed upon the person as defined by *California Penal Code Section 16530*:

- Whenever a concealable firearm is acquired by an officer who intends to carry the firearm on or off-duty by virtue of his or her police officer status; or,
- Whenever a concealable firearm carried on or off-duty, by virtue of his or her police officer status, leaves the officer's ownership, possession or control.

12.49.00-10 Completion. This form must be printed, and the officer or citizen shall sign it. The form shall then be forwarded to Detective Support and Vice Division.

12.49.00-80 Distribution.

1 – Original, to the *Vehicle/Warrant* Section, Records and Identification Division, via Detective Support and Vice Division.

1 – TOTAL

FOR INFORMATION REGARDING PROPERTY RELEASE, CONTACT THE DETECTIVE DIVISION INDICATED BY AN "X" BELOW, BETWEEN THE HOURS OF 7:30 A.M. AND 3:30 P.M., MONDAY THROUGH FRIDAY.

Contact information for LAPD Detective Divisions is also available at www.lapdonline.org or by calling (877) ASK-LAPD.

If your address changes or you have no permanent address, it is your responsibility to contact the appropriate detective Area after case adjudication (i.e., case rejected, sentenced to county jail or state prison, placed on parole or probation). Please be advised that if property taken into custody, which may lawfully be released, is not claimed within 90 days after the case has been adjudicated, the property is subject to disposal.

DETECTIVE DIVISIONS

	<u>PHONE NOS.</u>	<u>TDD NOS.</u>
<input type="checkbox"/> CENTRAL - 251 EAST 6th STREET, LOS ANGELES 90014	(213) 972-1200	(213) 485-9819
<input type="checkbox"/> DEVONSHIRE - 10250 ETIWANDA AVENUE, NORTHRIDGE 91325	(818) 832-0609	(818) 832-0665
<input type="checkbox"/> FOOTHILL - 12760 OSBORNE STREET, PACOIMA 91331	(818) 834-3115	(818) 756-9034
<input type="checkbox"/> HARBOR - 2175 JOHN S. GIBSON BLVD., SAN PEDRO 90732	(310) 726-7900	(310) 726-7706
<input type="checkbox"/> HOLLENBECK - 2111 EAST 1st STREET, LOS ANGELES 90033	(323) 342-8900	(323) 224-0125
<input type="checkbox"/> HOLLYWOOD - 1358 NORTH WILCOX AVENUE, LOS ANGELES 90028	(213) 972-2967	(213) 485-9899
<input type="checkbox"/> MISSION - 11121 NORTH SEPULVEDA BLVD., MISSION HILLS 91345	(818) 838-9810	(818) 837-9858
<input type="checkbox"/> NEWTON - 3400 SOUTH CENTRAL AVENUE, LOS ANGELES 90011	(323) 846-5363	(323) 846-6535
<input type="checkbox"/> NO. HOLLYWOOD - 11640 BURBANK BLVD., NORTH HOLLYWOOD 91601	(818) 623-4045	(818) 756-9035
<input type="checkbox"/> NORTHEAST - 3353 SAN FERNANDO ROAD, LOS ANGELES 90065	(323) 344-5702	(323) 344-5799
<input type="checkbox"/> OLYMPIC - 1130 SOUTH VERMONT AVENUE, LOS ANGELES 90006	(213) 382-9380	(213) 382-4365
<input type="checkbox"/> PACIFIC - 12312 CULVER BLVD., LOS ANGELES 90066	(310) 482-6313	(310) 482-6419
<input type="checkbox"/> RAMPART - 1401 WEST 6th STREET, LOS ANGELES 90017	(213) 484-3450	(213) 484-3664
<input type="checkbox"/> 77TH STREET - 7600 SOUTH BROADWAY, LOS ANGELES 90003	(213) 485-4175	(213) 485-6409
<input type="checkbox"/> SOUTHEAST - 145 WEST 108th STREET, LOS ANGELES 90061	(213) 972-7813	(213) 485-9934
<input type="checkbox"/> SOUTHWEST - 1546 WEST MARTIN LUTHER KING BLVD., LOS ANGELES 90062	(213) 485-6570	(213) 485-1015
<input type="checkbox"/> TOPANGA - 21501 SCHOENBORN STREET, CANOGA PARK 91304	(818) 756-4820	(818) 756-5899
<input type="checkbox"/> VAN NUYS - 6240 SYLMAR AVENUE, VAN NUYS 91401	(818) 374-0040	(818) 785-6619
<input type="checkbox"/> WEST LOS ANGELES - 1663 BUTLER AVENUE, WEST LOS ANGELES 90025	(310) 444-1580	(310) 575-8719
<input type="checkbox"/> WEST VALLEY - 19020 VANOWEN STREET, RESEDA 91335	(818) 374-7730	(818) 705-1566
<input type="checkbox"/> WILSHIRE - 4861 VENICE BLVD., LOS ANGELES 90019	(213) 922-8205	(213) 485-2112

NARCOTICS

<input type="checkbox"/> VALLEY AREAS: VALLEY BUREAU FILING UNIT - 6240 SYLMAR AVENUE, VAN NUYS 91401 (Devonshire, Foothill, Mission, North Hollywood, Topanga, Van Nuys, West Valley)	(818) 374-0095	(818) 785-6619
<input type="checkbox"/> ALL OTHER AREAS: NARCOTICS DIVISION FILING UNIT - 251 EAST 6TH STREET, LOS ANGELES 90014	(213) 972-2556	(877) 275-5273

OTHER

☐

INSTRUCTIONS FOR COMPLETION

Evidence Taken From Arrestees: An employee seizing or taking custody of property shall issue a Receipt for Property Taken into Custody, Form 10.10.00 (duplicate copy) to the person relieved of the property (4/645.20, 5/10.10.00), Penal Code Sections 1412 and 4003. Any information that could be used for the crime of identity theft should be redacted. The original Form 10.10.00 shall be included as a page of the original Property Report, Form 10.01.00, Notice to Appear/Release from Custody Report, Form 05.02.08, or Arrest Report, Form 05.02.00, when evidence is listed.

Found Property: An employee seizing or taking custody of found property shall issue a Receipt for Property Taken into Custody, Form 10.10.00 (duplicate copy) to the person relieved of the property (4/645.20, 5/10.10.00). State law provides that title to found property may vest in the finder if the owner does not come forward within 90 days after receipt by the police department, Civil Code Section 2080.3. If no claim is made by the owner or a finder within 97 days after booking, found property will be disposed of.

NOTE: Penal Code Section 18265 provides that firearms seized at the scene of a domestic dispute shall be available to the owner or possessor in no less than 48 hours, but no longer than 5 days, after the seizure if the firearm is not retained as evidence related to criminal charges or is illegally possessed.

**RECEIPT AND NOTICE OF RIGHTS
FOR CONFISCATED FIREARMS/OTHER DEADLY WEAPONS**

☐ Pursuant to Welfare and Institutions Code (WIC) Section 8102, the firearms and/or other deadly weapons listed below were confiscated from you on _____ (Date). Upon release from _____ the professional person in charge of the facility, or his or her designee, shall notify you of the procedure for the return of your weapon(s). Health facility personnel shall also notify the Los Angeles Police Department, Mental Evaluation Unit, of your release.

Section 8102 of the WIC provides that whenever a person who has been detained or apprehended for examination of his or her mental condition or who is a person described in WIC Section 8100 or 8103, is found to own, have in his or her possession or under his or her control, any firearm whatsoever, or any other deadly weapon, the firearm or other deadly weapon shall be confiscated by any law enforcement agency or peace officer, who shall retain custody of the firearm or other deadly weapon.

Mental Health Incidents - Notice of Rights

A report of the details surrounding the confiscation of these items may be given to the county prosecuting agency. The prosecuting agency must file a petition in the County Superior Court within 30 days from the date of release from the mental health facility, alleging that the return of these items would be likely to result in endangering you or others, or if the items must be returned to you by the law enforcement agency if you are not prohibited from possessing firearms. If the prosecuting agency does file such a petition, you have a right to a hearing on the question of whether returning the items would in-fact, be likely to result in endangering you or others. A copy of the prosecuting agency's petition will be mailed to you at the address you provided to the law enforcement agency. If you wish to have a hearing, you must notify the clerk of the County Superior Court within 30 days of the filing date of the prosecuting agency's petition. The clerk will then set a date and time for such a hearing and a notification will be mailed to you.

If you are detained under WIC 5150 and are subsequently involuntarily admitted to a mental health facility, you are prohibited from owning, possessing and controlling firearms for a period of five (5) years in California. If you currently own any firearms, you must contact the nearest law enforcement agency to surrender those firearms. Pursuant to California Penal Code (PC) Section 33850(7)(b), you are entitled to transfer title of the confiscated firearm to a licensed gun dealer. A written notification specifying your actions to transfer ownership must be made to the Los Angeles Police Department within 180 days from the date of the notice of confiscation. Failure to do so will result in the disposal of the firearm.

☐ Pursuant to PC Section 18250, the firearms and/or other deadly weapons listed below were confiscated from you on _____ (Date).

Domestic Violence Incidents - Notice of Rights

Unless the items confiscated from you are to be used as evidence in any criminal procedure, the firearm(s) shall be made available to you from the law enforcement agency 5 business days after the seizure or as soon thereafter as possible. If, within this time, the law enforcement agency believes the return of these items will likely result in endangering the victim or person reporting a domestic violence assault, you will be advised, and within 60 to 90 days of the seizure, a petition will be initiated in Superior Court to determine if these items should be returned.

☐ **Firearms Surrendered for Disposal:** I hereby relinquish to the Los Angeles Police Department my right, title, or interest in the below-described firearm(s).

(Signature of Person Relinquishing) _____ (Date).

List make, model, caliber, serial number and importer:

1. _____
2. _____
3. _____

The confiscated firearm and/or other deadly weapons may be available for release at: _____

Any person who claims title to any firearm that is in the custody or control of law enforcement agency and who wants to have the firearm returned shall make application for a determination by the Department of Justice as to whether he or she is eligible to possess a firearm (PC Section 33850). Prior to the return of any firearm to its owner, the individual seeking the return of the firearm must submit a Law Enforcement Gun Release Application to the DOJ. The application is available on the State of California Department of Justice website at www.ag.ca.gov/firearms. It may take up to 30 days to process the application. If firearms are not claimed within 180 days of notification that the firearm is available for return, the law enforcement agency may charge a storage fee for firearms. This storage fee is: _____

I acknowledge receipt of a copy of this notice.

Date _____

Signature of Person Notified _____

I, _____
(Officer's Name/Title) declare under penalty of perjury under the laws of the State of California, that I served the above named person with a copy of the above notice, and this declaration is executed on _____ (Date)
at _____ (City), California.

Signature of Officer Serving Notice Serial No. _____

THIS RECEIPT DOES NOT CONSTITUTE RECOGNITION OF LEGAL TITLE TO ABOVE PROPERTY

☐ I recommend court petition for retention of firearms _____ (initials of officer)

Original - Law Enforcement Agency

Copy - Person Notified

FOR INFORMATION REGARDING PROPERTY RELEASE, CONTACT THE DETECTIVE DIVISION INDICATED BELOW BY A CHECK MARK, BETWEEN THE HOURS OF 7:30 a.m. AND 3:30 p.m., MONDAY THROUGH FRIDAY.

DETECTIVE DIVISIONS

		<u>PHONE NOS.</u>	<u>TDD NOS.</u>
<input type="checkbox"/>	CENTRAL 251 East 6th Street, Los Angeles, 90014	(213) 972-1200	(213) 485-9819
<input type="checkbox"/>	DEVONSHIRE 10250 Etiwanda Ave., Northridge, 91325	(818) 832-0609	(818) 832-0665
<input type="checkbox"/>	FOOTHILL 12760 Osborne Street, Pacoima, 91331	(818) 834-3115	(818) 756-9034
<input type="checkbox"/>	HARBOR 2175 John S. Gibbson Blvd., San Pedro, 90732	(310) 726-7900	(310) 726-7706
<input type="checkbox"/>	HOLLENBECK 2111 East 1st Street, Los Angeles, 90033	(323) 342-8900	(323) 224-0125
<input type="checkbox"/>	HOLLYWOOD 1358 North Wilcox Ave., Los Angeles, 90028	(213) 972-2967	(213) 485-9899
<input type="checkbox"/>	MISSION 11121 North Sepulveda Blvd., Mission Hills, 91345	(818) 838-9810	(818) 837-9858
<input type="checkbox"/>	NEWTON 3400 South Central Ave., Los Angeles, 90011	(323) 846-5363	(323) 846-6535
<input type="checkbox"/>	NORTH HOLLYWOOD 11640 Burbank Blvd., North Hollywood, 91601	(818) 623-4045	(818) 756-9035
<input type="checkbox"/>	NORTHEAST 3353 San Fernando Road, Los Angeles, 90065	(323) 344-5702	(323) 344-5799
<input type="checkbox"/>	OLYMPIC 1130 South Vermont Avenue, Los Angeles, 90006	(213) 382-9380	(213) 382-4365
<input type="checkbox"/>	PACIFIC 12312 Culver Blvd., Los Angeles, 90066	(310) 482-6313	(310) 482-6419
<input type="checkbox"/>	RAMPART 1410 West 6th Street, Los Angeles, 90017	(213) 484-3450	(213) 484-3664
<input type="checkbox"/>	77TH STREET 7600 South Broadway, Los Angeles, 90003	(213) 485-4175	(213) 485-6409
<input type="checkbox"/>	SOUTHEAST 145 West 108th Street, Los Angeles, 90061	(213) 972-7813	(213) 485-9934
<input type="checkbox"/>	SOUTHWEST 1546 West Martin Luther King Bl., Los Angeles, 90062	(213) 485-6570	(213) 485-1015
<input type="checkbox"/>	TOPANGA 21501 Schoenborn Street, Canoga Park, 91304	(818) 756-4820	(818) 756-5899
<input type="checkbox"/>	VAN NUYS 6240 Sylmar Ave., Van Nuys, 91401	(818) 374-0040	(818) 785-6619
<input type="checkbox"/>	WEST LOS ANGELES 1663 Butler Ave., West Los Angeles, 90025	(310) 444-1580	(310) 575-8719
<input type="checkbox"/>	WEST VALLEY 19020 Vanowen Street, Reseda, 91335	(818) 374-7730	(818) 705-1566
<input type="checkbox"/>	WILSHIRE 4861 Venice Blvd., Los Angeles, 90019	(213) 922-8205	(213) 485-2112

NARCOTICS

<input type="checkbox"/>	VALLEY BUREAU COMPLAINT TEAM - 6240 SYLMAR AVENUE, VAN NUYS, 91401	(818) 374-0095	(818) 785-6619
<input type="checkbox"/>	ALL OTHER AREAS - 251 EAST 6TH STREET, ROOM 322, LOS ANGELES, 90014	(213) 972-2556	(877) 275-5273

SPECIAL INSTRUCTIONS

State law provides that a finder may claim found property if the owner does not come forward within 97 days after booking. If no claim is made by the owner or a finder within 97 days after booking, found property will be disposed of.

FIREARM IDENTIFICATION

DR No.

THIS FORM IS TO BE USED TO RECORD INFORMATION CONCERNING CONCEALABLE FIREARMS, PROCESSED IN ACCORDANCE WITH CALIFORNIA PENAL CODE SECTION 23910 (AS AMENDED SEPTEMBER 9, 1953). FORWARD ORIGINAL AND TWO COPIES (TYPEWRITTEN) WITH WEAPON TO SCIENTIFIC INVESTIGATION DIVISION									
AGENCY (Police Dept., Sheriff's Office, District Attorney)						DIVISION		DATE	
ADDRESS (City or County)								TELEPHONE	
OWNER OF FIREARM		NAME				ADDRESS		CITY STATE	
SEX	DESCENT	HAIR	EYES	HEIGHT	WEIGHT	BIRTH DATE	DRIVER'S LICENSE NUMBER		SOCIAL SECURITY NUMBER
FIREARM INFO		OBTAINED FROM (Dealer or individual)				ADDRESS		CITY STATE	
MAKE (Colt, Smith & Wesson, Iver Johnson, etc.)						COUNTRY OF MANUFACTURE			
TYPE (Revolver, Automatic, etc.)					MODEL (Double or Single Action, Target, etc.)			CALIBER	
I CERTIFY THAT I HAVE INVESTIGATED THE FACTS (INCLUSIVE OF A CHECK OF CALIFORNIA INFORMATION INDEX GUN RECORDS) STATED ABOVE AND APPROVE THE STAMPING OF A SERIAL NUMBER ON THE ABOVE DESCRIBED FIREARM.									
INVESTIGATING OFFICER (Signature)								SERIAL NO.	

FOR SCIENTIFIC INVESTIGATION DIVISION USE - DO NOT WRITE BELOW THIS LINE

NAME OF TECHNICIAN STAMPING NUMBER						Serial Number (RESTORED OR ASSIGNED) (DO NOT CONFUSE WITH MODEL NO.)			
						S.I.D. COMMANDER APPROVING			

12.07.00 (12/11)

FIREARM IDENTIFICATION

DR No.

THIS FORM IS TO BE USED TO RECORD INFORMATION CONCERNING CONCEALABLE FIREARMS, PROCESSED IN ACCORDANCE WITH CALIFORNIA PENAL CODE SECTION 23910 (AS AMENDED SEPTEMBER 9, 1953). FORWARD ORIGINAL AND TWO COPIES (TYPEWRITTEN) WITH WEAPON TO SCIENTIFIC INVESTIGATION DIVISION									
AGENCY (Police Dept., Sheriff's Office, District Attorney)						DIVISION		DATE	
ADDRESS (City or County)								TELEPHONE	
OWNER OF FIREARM		NAME				ADDRESS		CITY STATE	
SEX	DESCENT	HAIR	EYES	HEIGHT	WEIGHT	BIRTH DATE	DRIVER'S LICENSE NUMBER		SOCIAL SECURITY NUMBER
FIREARM INFO		OBTAINED FROM (Dealer or individual)				ADDRESS		CITY STATE	
MAKE (Colt, Smith & Wesson, Iver Johnson, etc.)						COUNTRY OF MANUFACTURE			
TYPE (Revolver, Automatic, etc.)					MODEL (Double or Single Action, Target, etc.)			CALIBER	
I CERTIFY THAT I HAVE INVESTIGATED THE FACTS (INCLUSIVE OF A CHECK OF CALIFORNIA INFORMATION INDEX GUN RECORDS) STATED ABOVE AND APPROVE THE STAMPING OF A SERIAL NUMBER ON THE ABOVE DESCRIBED FIREARM.									
INVESTIGATING OFFICER (Signature)								SERIAL NO.	

FOR SCIENTIFIC INVESTIGATION DIVISION USE - DO NOT WRITE BELOW THIS LINE

NAME OF TECHNICIAN STAMPING NUMBER						Serial Number (RESTORED OR ASSIGNED) (DO NOT CONFUSE WITH MODEL NO.)			
						S.I.D. COMMANDER APPROVING			

12.07.00 (12/11)